

1 HEATHER E. WILLIAMS, #122664
2 Federal Defender
3 LAURA MYERS, IL #6338417
4 Assistant Federal Defender
5 Designated Counsel for Service
6 2300 Tulare Street, Suite 330
7 Fresno, CA 93721
8 Telephone: (559) 487-5561
9 Fax: (559) 487-5950

10 Attorney for Defendant
11 JOSE FERNANDO GOMEZ-MOREIRA

12
13 IN THE UNITED STATES DISTRICT COURT
14 EASTERN DISTRICT OF CALIFORNIA

15
16 UNITED STATES OF AMERICA,

Case No. 1:20-cr-00151-JLT

17 Plaintiff,

STIPULATION TO EXTEND
18 COMPASSIONATE RELEASE
19 BRIEFING SCHEDULE;
20 ORDER

21 v.

22 JOSE FERNANDO GOMEZ-MOREIRA,

23 Defendant.

24
25 Jose Fernando Gomez-Moreira filed a pro se 18 U.S.C. § 3582(c) motion on March 3, 2023, and counsel was appointed. A briefing schedule was established whereby any supplemental briefing to Defendant's *pro se* motion is due June 12, 2023; the government's response to Defendant's motion and any supplemental briefing is due July 12, 2023; and any reply is due July 27, 2023.

26
27 **IT IS HEREBY STIPULATED** by and between the parties through their respective
28 counsel, JOSEPH BARTON, Assistant United States Attorney, counsel for Plaintiff, and
LAURA MYERS, Assistant Federal Defender, counsel for Defendant, that these dates be
extended 30 days and the schedule set as follows:

29
30 **July 12, 2023:** Any Supplemental Briefing to Defendant's pro se 18 U.S.C.
31 § 3582(c) Motion filed on March 3, 2023

32
33 **August 18, 2023:** Plaintiff's Response to Defendant's 18 U.S.C. § 3582(c) Motion
34 filed on March 3, 2023, or any supplemental briefing thereto

September 1, 2023: Defendant's Reply

Defendant Gomez-Moreira pled guilty to one count of illegal re-entry on June 10, 2021. He was sentenced to a 72-month term of imprisonment. Mr. Gomez-Moreira is housed at FCI Lompoc, and his projected release date is October 13, 2025. Upon appointment, the Federal Public Defender Office sent medical releases and other documents to Mr. Gomez-Moreira. Mr. Gomez-Moreira filled out his releases and mailed them, but the FDO did not receive them. The FDO sent a new packet of releases in early May. Those were received on Friday, June 9, and the FDO is now in the process of obtaining his medical records from FCI Lompoc. Additional time is requested to acquire the necessary medical records.

Respectfully submitted,

PHILLIP TALBERT
United States Attorney

DATED: June 12, 2023

By: /s/ Joseph Barton
JOSEPH BARTON
Assistant United States Attorney
Attorney for Plaintiff

HEATHER E. WILLIAMS
Federal Defender

DATED: June 12, 2023

By: /s/ *Laura Myers*
LAURA MYERS
Assistant Federal Defender
Attorney for Defendant
JOSE FERNANDO GOMEZ-MOREIRA

~~[PROPOSED]~~ ORDER APPROVING STIPULATION

The foregoing Stipulation, by and among counsel for the government and Defendant Gomez-Moreira, is hereby APPROVED.

IT IS SO ORDERED.

Dated: June 15, 2023

Jennifer L. Thurston
UNITED STATES DISTRICT JUDGE